

UTILITIES SERVICE BOARD MEETING  
November 13, 2006

UTILITIES SERVICE BOARD MEETINGS ARE RECORDED ELECTRONICALLY OR STENOGRAPHICALLY AND ARE AVAILABLE DURING REGULAR BUSINESS HOURS IN THE OFFICE OF THE DIRECTOR OF UTILITIES.

Board President Swafford called the regular meeting of the Utilities Service Board to order at 5:02 p.m. The meeting was held in Conference Room 100B at the Indiana University Research Park at 501 North Morton Street in Bloomington, Indiana.

Board members present: Susan Sandberg, Jeff Ehman, Tom Swafford, Sam Vaught, Julie Roberts and John Whitehart. Staff members present: Patrick Murphy, Tom Staley, Mike Trexler, Adam Wason, Mike Bengtson and Mike Hicks. Others present: Ben Beard representing Gentry Estates, Margaret Fette representing the Libertarian Party, Rick Coppock representing Oliver Winery and Sue Mayer

Board President Swafford announced that the minutes for the October 30, 2006 USB meeting will be presented at the meeting on November 27, 2006.

CLAIMS

BOARD MEMBER VAUGHT MOVED AND BOARD MEMBER ROBERTS SECONDED THE MOTION TO APPROVE THE CLAIMS AS FOLLOWS:

CLAIMS 0691613 THROUGH 0691680 INCLUDING \$64,689.21 FROM THE WATER OPERATIONS & MAINTENANCE FUND AND \$409.47 FROM THE WATER CONSTRUCTION FUND FOR A TOTAL OF \$65,098.68 FROM THE WATER UTILITY; CLAIMS 0631049 THROUGH 0631098 INCLUDING \$119,793.45 FROM THE WASTEWATER OPERATIONS & MAINTENANCE FUND AND \$33,021.29 FROM THE WASTEWATER CONSTRUCTION FUND FOR A TOTAL OF \$152,814.74 FROM THE WASTEWATER UTILITY; AND CLAIM 0670079 THROUGH CLAIM 0670081 FOR A TOTAL OF \$3,756.69 FROM THE WASTEWATER/ STORMWATER UTILITY. TOTAL CLAIMS APPROVED - \$221,670.11.

Board member Ehman asked about claim number 0691672 for Kerr Environmental Services. He wanted to know where the testing took place. Utilities Director Murphy said that it was testing that was done in the area of the gas tanks at the Service Center at Henderson Street. He mentioned that the cost is being split with Public Works.

Board President Swafford asked about claim number 0691649 for ME Simpson for locating 340 valves. Assistant Director of Engineering Bengtson explained that this is for the valve exercising and locating program. The actual physical location is also being determined to be entered into the GPS system.

Mr. Swafford also asked about claim number 0691659 for Tree Service Transplant Inc. Mr. Murphy explained that this was for the relocation of trees at the site for the new Administration Building.

Board member Mayer arrived at this time.

MOTION CARRIED. 7 AYES.

## EXTENSION OF THE ILLINOIS CENTRAL TREATMENT PLANT OPERATION:

Utilities Director Murphy explained the Deputy Director Langley is out of town so Mr. Murphy will be presenting on his behalf. He said that the request for funding is for the continuing operation of the plant from November 2006 through January 2007. The entire amount for the contract is \$67,671 which is divided equally between Utilities, the US EPA, CBS Corporation and the State of Indiana. Any funds that weren't spent by October 31<sup>st</sup> of 2006 will be applied to the new period.

Board member Henke asked who does the negotiating for the Utilities Department. Mr. Murphy said that Geoff Grodner of Mallor, Clendening, Grodner and Bohrer is the attorney and Mr. Langley represents Utilities in technical discussions.

BOARD MEMBER EHMAN MOVED AND BOARD MEMBER HENKE SECONDED THE MOTION TO APPROVE THE EXTENSION OF THE ILLINOIS CENTRAL TREATMENT PLANT OPERATION. MOTION CARRIED. 7 AYES.

## OLD BUSINESS:

No old business was presented.

## NEW BUSINESS:

No new business was presented.

## SUBCOMMITTEE REPORTS:

There were no subcommittee meetings. Board President Swafford asked that an Engineering Subcommittee be scheduled.

## STAFF REPORTS:

Utilities Director Murphy reported that Mayor Kruzan had given positive recommendations for sewer extensions to Oliver Winery and Scholars Inn. Mr. Murphy explained that according to Rule 24 he receives requests for sewer extensions which he forwards to Planning Director Micuda and Economic Development Director Walker. The location of both of the businesses asking for extensions falls within the exclusionary area. Sewer extensions in the exclusionary area may only be granted by the Utilities if they receive a positive recommendation from the Mayor who gets input from the Planning and Economic Development Directors. The Director of Utilities then makes a decision about whether to grant the extension based on the recommendation of the Mayor.

Mr. Murphy said that both Oliver's Winery and The Scholar's Inn have agreed to pay all the expenses incurred in extending sewers to their businesses. They are both local entities that provide jobs and income and contribute to the financial well being of the community.

Once the Utilities Director has announced at a USB meeting that he has given a positive recommendation for the extension of sanitary sewers into the exclusionary area, based upon the Mayor's positive recommendation, any customer of Utilities may file an appeal to reverse that decision. The appeal must be filed in writing at the Director's office. The appeal will then be heard at the next regularly scheduled USB meeting for which it can be put on the agenda.

Based on the recommendation of the Mayor Utilities Director Murphy has given a positive recommendation to the requests from Oliver Winery and the Scholar's Inn for sewer extensions.

Board member Roberts asked if the extension of these services to these two businesses would make the sewers available for residential hook ons.

Mr. Murphy explained that because the sewers will be extended into the exclusionary area no one will be allowed to hook on with out the approval of the USB. These will be private lines.

Assistant Director of Engineering Bengtson added that the businesses will be required to submit their plans to the Utilities Engineering Department for their approval. Utilities engineers will inspect the sewer lines when they are completed. Each of the businesses will be responsible for the maintenance of their sewer lines and each of them will have a meter and will pay a monthly bill.

Board member Roberts asked if these extensions will become part of the Utilities system or if they will be privately owned.

Mr. Bengtson said that they would be privately owned.

Board member Ehman asked what percentage above the businesses base capacity would be acceptable for these sanitary sewers. Mr. Bengtson said that it will be up to the businesses to present Utilities with plans.

Board member Vaught asked if these will be private lines all the way from their location to Utilities' location. He wanted to know if every thing from their location to Blucher Poole WWTP would be in the exclusionary area. Mr. Murphy replied that he believed that is the situation.

Mr. Vaught asked if there are households between the business' locations and Blucher Poole WWTP would they be allowed to hook on. Are there any non-exclusionary places in these areas? Mr. Bengtson said that he doesn't believe that is the case but he will verify it.

Board member Henke pointed out that hardware such as a pressure line might make it impossible for anyone else to hook on.

Board member Henke reported that the County is ready to make their request that some areas be moved out of the exclusionary area and converted to "A areas". He brought this up because he feels that the USB does not perfectly follow Rule 24 and wonders if the rule is no longer legitimate. Mr. Henke hopes that the USB will use this proposal from the County as a basis for re-considering Rule 24. He asked Utilities Director Murphy to get some feed back on it from the Office of the Mayor.

Board President Swafford said that once the USB has met with the County it will be appropriate to look at revising Rule 24.

Board member Roberts asked if Rule 24 is a part of the Growth Policies Plan or if it is a rule that the USB set. She wondered if it could be unilaterally changed by the USB or if it would have to go through the GPP. Mr. Swafford replied that it is a USB rule.

Board member Henke pointed out that a large portion of the County will remain in the exclusionary area so there will certainly continue to be petitions for exceptions.

Ms. Roberts said that this goes back to Mr. Vaught's concerns. She wondered if areas that are close to the new lines might be moved from exclusionary to non-exclusionary. Mr. Swafford said that these sewer lines would be significantly north of the areas that might be converted to non-exclusionary. Mr. Henke pointed out that these lines would not be adapted for anyone to hook into.

Utilities Director Murphy re-iterated that he is approving the requests from The Scholar's Inn and Oliver's Winery for the extension of sanitary sewers to their businesses based on recommendations from the Mayor.

Mr. Murphy informed the USB that the bidding on the Dillman Road WWTP Disinfection and Dechlorination project had taken place and had come in under budget.

Special Projects Director Hicks gave an update on the new Administrative Building. He said that the footings are nearly complete and the under slab work is under way. Everything is on schedule.

Utilities Director Murphy informed the USB that on Election Day the two polling places that used to be in the old Administration Building were moved to the fire station. Because very little parking is available at the fire station both of Utilities old parking lots were opened and members of the T & D staff were there to assist people with parking.

#### PETITIONS AND COMMUNICATIONS:

Board member Vaught asked about the status of the clarifying basin that the crane fell into at Blucher Poole WWTP.

Assistant Director of Engineering Bengtson said that it had been re-fabricated. He believes that they will begin a 7 day test of it soon. He thinks it may already be in service.

Mr. Vaught also asked about the progress on the financials that were being worked on. Assistant Director of Finance Horstman said that they have been waiting on a report from the State Board of Accounts. There are no software concerns at this time.

Mr. Bengtson gave an update on the Monroe WTP. Mr. Swafford asked if it will be wrapped up by the end of the year. Mr. Bengtson said that he thought it probably would not although the construction part would be done.

#### ADJOURNMENT:

The meeting was adjourned at 6:42 p.m.

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L. Thomas Swafford, President